

COUNCIL MEETING

DATE: July 8, 2014

TIME STARTED: 7:00 p.m.

TIME ENDED: 9:05 p.m.

MEMBERS PRESENT: Mayor Doug Pomplun, Cindy Fahey, Todd Kiecker, Brad Augustin

MEMBERS ABSENT: Lois Gilles

Staff members present: Clerk Treasurer Administrator Marcia Seibert-Volz, Eric Nelson, Supt. St. & Utilities, City Attorney Aaron Walton.

Meeting was called to order by Mayor Doug Pomplun.

APPROVAL OF THE AGENDA: Motion by Cindy Fahey, second by Todd Kiecker to approve the agenda with the following additions. Eric Fahey, vicious dogs and Hiring two part time bartenders, Mark Yrjo and Ashley Joschumbs. Motion carried.

UNFINISHED BUSINESS: None.

PUBLIC HEARING: Public Hearing on zoning application 2014-01. Ben Brown was present to request a variance on building a garage at 101 North Park Street. The request was to allow him to build a garage 1,080 sq. ft. The maximum sq ft. for garages allowed in zoning ordinance is 1,000 sq. ft. Pursuant to notice given to property owners within 350' of this parcel no citizens were present to express their opinion on said application. The council determined the property owner proposed to use the property in a reasonable manner, the variance, if granted, will not alter the essential character of the locality, and is consistent with the comprehensive plan. Motion by Brad Augustin, second by Todd Kiecker to approve the variance. Motion carried.

BID & QUOTES: Quotes for Seal Coating & Crack Sealing were presented:

Caldwell	\$ 55,741.80
Pearson Bros. Inc.	\$ 47,282.00

Motion by Brad Augustin, second by Todd Kiecker to award the contract to Pearson Bros. Inc.. with an amendment to remove the patching on 1st St. SE in the amount of \$ 13,680.00. Motion carried.

It was determined that sodding or seeding contract for along the Railroad tracks from last year's street contract will not be done. The seeding will be done by the street crew this fall.

PRESENTATIONS: Dave Nieman, MRWA, was present for an informational meeting on the City's Well head Protection Plan. Plan one included the delineation of water supply, management area, and the vulnerability assessment. No questions were asked by the public. Motion by Brad Augustin, second by Cindy Fahey to approve Resolution 2014-09. Motion carried.

COUNCIL RESOLUTION FOR APPROVAL OF PART I

Resolution No. 2014-09

City of Fairfax
of Renville County, Minnesota
July 8, 2014

WELLHEAD PROTECTION POLICY AND APPROVAL OF PLAN (PART 1)

PREAMBLE:

Statement of Purpose

The purpose of this resolution is to approve the wellhead protection area, drinking water supply management area, and the vulnerability assessments for the city's wells and aquifer which has been presented to the City of Fairfax

Background

Groundwater is an essential source of fresh water for the public water supply system of City of Fairfax

Virtually any activity on the surface of the ground which involves hazardous substances may contaminate the groundwater. Once polluted, groundwater is difficult, and sometimes impossible, to clean. The natural microorganisms which help break down some pollutants on the surface of the ground and in the top soil layers are not present (or not present in sufficient quantities) in groundwater. The slow rates of groundwater flow, ranging from 1 foot per day to 1 foot in 50 years, limit dilution or dispersal of contaminants. Groundwater contaminated by today's land uses and activities may remain contaminated for hundreds of years.

The state of Minnesota's (Minnesota Department of Health) Wellhead Protection Program is requiring all public water suppliers to develop local wellhead protection programs. A complete program submission includes the following key elements:

1. Identification of roles and responsibilities.
2. Assessment of data elements.
3. Delineation of wellhead protection area(s).
4. Vulnerability assessment.
5. Identification of potential sources of contamination.
6. Establishment of management strategies for the wellhead protection area.
7. Evaluation program.
8. Water supply contingency strategy.
9. Review and comment by the public.
10. Implementation of the wellhead protection plan.
11. Resolution of disputes.
12. Enforcement.

As defined by the federal Safe Drinking Water Act, the wellhead protection area is "the surface and subsurface area surrounding a water well or wellfield, supplying a public water system, through which contaminants are reasonably likely to move toward and reach such water well or well field." In order to develop a wellhead protection plan, each of the 12 above-mentioned elements must be addressed. To date, the city has addressed numbers one through four.

RESOLUTION:

WHEREAS, the City of Fairfax recognizes the importance of its groundwater supply as a natural resource used for drinking; and

WHEREAS, it is within the responsibility of the City of Fairfax as a public water supplier, to consider the health, safety, and welfare of its customers; and

WHEREAS, the protection of current and potential future sources of groundwater used for drinking water is worthwhile from the standpoint of resource protection; and

WHEREAS, the city has been presented and has reviewed a proposal from Karen Voss, MDH which details the locations of the wellhead protection area, drinking water supply management area, and vulnerability assessments for the city's wells and aquifer.

NOW THEREFORE BE IT RESOLVED that the City of Fairfax does hereby agree to take action to protect their well(s) or wellfield(s) recharge area(s) which have/has been determined to be in compliance with the state of Minnesota's Wellhead Protection Program; and

BE IT ALSO RESOLVED that the City of Fairfax does hereby agree that the aforementioned wellhead protection area, drinking water supply management area, and vulnerability assessments for both the city's well(s) and water supply aquifer is correctly accurate according to the best available information; and

BE IT FURTHER RESOLVED that the City of Fairfax does hereby agree to continue the wellhead protection planning process by completing Part 2 which includes determining goals, objectives, and management strategies for the contaminants of concern, as well as a Plan Evaluation Program and Emergency/Contingency Plan.

CONSENT AGENDA: Motion by Todd Kiecker, second by Cindy Fahey to approve consent agenda. Motion carried.

- Approval of the minutes from the regular meeting dated June 10, 2014
- Partial Pay Estimate No. 2 Land Pride \$ 101,214.28
- Claims for payment:

4-Square Builders	MAINT SUPPLIES	68.80
A&B Business Equipment	COPIER MAINT CONTRACT	90.54
ASCAP	LICENSE FEE - BAR	832.90
Alden Pool & Municipal Su	POOL SUPPLIES	594.50
Ameripride Linen Services	LAUNDRY - BAR	392.91
Arctic Glacier	ICE	169.40
Arneson Distributing Inc	BEER	890.20
Bernicks Pepsi Cola	ICE MACHINE RENT & POP	1,093.30
Bernie Wenner	BUILDING INSPECTOR	664.56
Bolton & Menk	Engineering	12,027.00
Border States	SUPPLIES	2,223.44
Bound Tree Medical, LLC	AMBULANCE SUPPLIES	1,202.30
Capital One, F.S.B.	APGA Security & Integrity	95.00
Casey's	GAS	1,090.63
Central Minnesota Municip	CIP ASSESSMENT	381.00
CenturyLink	TELEPHONE	1,245.68
Certified Pool Trainers Of	POOL OPERATOR TRAINING	550.00
Chip Steak & Provision Com	SUPPLIES FOR RESALE	937.13
Chuck Spaeth Ford Inc.	2010 FORD CROWN VIC REPAIR	160.40
City of Fairfax	POSTAGE	94.50
Clobes Sanitation	GARBAGE	3,285.48
Craig Marti	PUMP & SPRAYER	112.72
Dave's Full Service	GAS	1,233.55
Davis Typewriter Co Inc	OFFICE SUPPLIES	96.75
Department of Energy-WAPA	POWER PURCHASED	25,222.40
Eide Bailly LLP	2013 AUDIT FEE	6,100.00
Fairfax EDA	CITY SHED PMT TO EDA	7,280.00
Fairfax Postmaster	POSTAGE - UTILITY BILLS	349.92
Fairfax Printing	PD ENVELOPES	120.00
Farm Merchandise Inc.	SUPPLIES	1,595.23
Ferguson Waterworks #2516	WATER SUPPLIES	191.47
Frontier Bar	LIQUOR SUPPLIES	192.04
General Code Publishers	UPDATE CODE BOOK	373.44
Gloria Kemkes	MAILBOX & POST	129.92
Gopher State One Call	LOCATES	128.95
Groebner & Associates	GAS SUPPLIES	2,917.08
Harry's Frozen Food	SUPPLIES FOR RESALE	148.50
Hawkins Water Treatment	CHEMICALS	1,697.57
Heggies Pizza	SUPPLIES FOR RESALE	524.05
Hermel Wholesale	SUPPLIES FOR RESALE	1,852.79
Jahnke Water Inc.	WATER - LIBRARY	8.65
John Deere Financial	EQUIP MAINTENANCE	7.23
Johnson Bros. Wholesale	LIQUOR	1,094.24
Land Pride Construction LL	2014 ALLEY PROJECT	101,214.28
Le Bon DJ	DJ - BAR	400.00
Locher Bros. Inc.	BEER	6,860.52
MII Life -VEBA	VEBA Contribution	200.00
MN Department of Commerce	ELECTRIC ASSESSMENT	21.57

MN Department of Revenue	MAY SALES TAX	10,193.00
MN Municipal Utilities As	SAFETY TRAINING -quarterly	5,142.50
MN Valley Testing Lab.	WATER SAMPLE TESTING	411.75
Marc Kiecker	SNOW REMOVAL	3,200.00
Martin Trucking, LLC	FREIGHT	45.00
Matheson Tri-Gas Inc	BEER GAS	113.44
Maynard's of Fairfax	SUPPLIES FOR RESALE	650.84
Med Alliance Group Inc	AMBULANCE SUPPLIES	417.00
Mediacom	CABLE TV & INTERNET - BAR	401.29
Mid America Backflow Prev	BACK FLOW TEST FIRE HALL	400.00
Mikes Auto Parts	EQUIPMENT REPAIRS	88.40
New Ulm Public Utilities	Natural GAS PURCHASE & TRANSP	59,507.14
Northern Lights Dist.	SUPPLIES FOR RESALE	2,762.58
Northland Trust Services I	BOND PMT	59,093.75
Oxygen Service Company	AMBULANCE SUPPLIES	22.95
Paape Distributing Co.	FURNACE MAINT - POOL	810.00
Phillips Wine & Spirits	WINE	101.85
Pitney Bowes Inc.	POSTAGE	640.99
Premium Waters Inc	WATER - PD	9.04
Prinsco	STORM SEWER REPAIRS	167.90
RVS Shredding	SHREDDING SERVICE	30.00
Red Feather	SUPPLIES	217.20
Renville County	LANDFILL FEES	4,568.00
Renville County Abstract	SEVERTS ABSTRACT	111.00
Revtrak Inc	REVTRAK FEES	1,674.27
SW/WC Service Cooperatives	Larry & Steve Linsmeier	996.00
Schwan's Sales	SUPPLIES FOR RESALE - POOL	222.82
South Central College	TRAINING - FD	450.00
South Central Grain & Ener	ROUND UP	413.77
Southern Wine & Spirits of	LIQUOR	3,325.72
Standard-Gazette & Messeng	ADVERTISING - BAR	786.48
Star & Tribune	SUBSCRIPTION - BAR	100.75
T & R Electric	ELECTRIC SUPPLIES	1,132.88
Tapper's Beer Line Servic	CLEAN BEER TAPS	50.00
Taser International	TASER BATTERY	48.71
The Journal	ADVERTISING - BAR	25.00
The Retrofit Companies Inc	FLUORESCENT BULB RECYCLING	504.38
Tow Distributing Corp.	BEER	4,950.88
USA Blue Book	TRAFFIC VESTS	394.45
Upbeat	TRASH RECEPTACLES	1,835.00
Verizon Wireless	TELEPHONE	306.53
Viking Coca-Cola Bo. Co.	POP	134.00
Weis Oil	DIESEL TAX CREDIT JUNE	915.79
Wells Fargo Insurance Serv	Liquor liability	5,716.74
Xcel Energy	MISO SCHEDULE 10	121.88
Younger & Walton PLLC	ATTORNEY FEES	2,000.00
Zoll Medical Corporation	ZOLL BATTERY	1,822.01
Payroll Expense		58,024.89

Vicious Dogs – Eric Fahey: Eric Fahey's daughter was bitten by a dog. Following discussion, Mr. Fahey was told the owner of the dog is going to be issued a citation.

Calendar Parking Ticket –Mary Weldy. Mary Weldy was present to discuss the calendar parking/snow removal by the City of Fairfax. She would like to see the snow removal done according to the Calendar Parking Ordinance. Following discussion on the matter it was referred to the street committee for resolution.

Sanitary Sewer Backup: Laurie Kaukola was present to address the council on sewer backup she experienced on June 19th, 2014. She requested the city pay for her losses and have an engineer review the system and see if they can determine why the backup occurred. The System experienced a rain event of 6" following about 10" inches prior in a matter of weeks. The Council stated it is currently being reviewed by the City's insurance company and no action has been identified to date.

Police Car Equipment Purchase: Motion by Todd Kiecker, second by Cindy Fahey to purchase the equipment for the Police car with an estimated cost of \$ 6,640.00. Motion carried.

MPFA-11-0052-R-FY12 Agreement: Motion by Brad Augustin, second by Todd Kiecker to amend the Agreement by extending the Agreement to June 30, 2015. Motion carried.

Staff Reports:

Marcia Seibert-Volz, City Administrator: Building permit for June presented.

Alisha Schmidt	windows/doors	\$ 4,500.00
Craig Buboltz	shingle	9,500.00
Dustin Berger	fence	1,500.00
Pam Wendlandt	shingle	500.00
Thomas Firle	storage shed	595.00
Kris Guggisberg	shingle & siding	
Dave Black	shingle	4,000.00
Larry Linsmeier	shingle	8,000.00
Mark Tjosaas	shingle	4,250.00
Mike Vait	shingle	
Eric Reins	shingle, windows	12,000.00

Gas rates for Rural tap customers: It was recommended by NUPUC to change the pooled rate for Rural Gas Customers to Pool rate or Daily Market rate which ever is greater and to determine a footage off the transmission line that will be allowed for a Rural Tap.

Requested the \$ 197,500.00 designated for debt on a bond issue that is paid be undesignated. Motion by Cindy Fahey, second by Todd Kiecker to undesignate \$ 197,500.00 in General Fund Balance. Motion carried.

The City was given an A bond rating by Standard & Poors after an interview with the Administrator and supporting documentation citing the following:

- Strong Management conditions, with standard financial practices
- Very strong liquidity, with very strong cash levels to cover both debt service and expenditures
- Strong budgetary performance, with surpluses in the general fund and across all governmental funds
- Very strong budgetary flexibility, with an available general fund reserve

Eric Nelson, Supt. of Streets & Utilities: Requested the council consider the following: purchasing a 6" diesel powered trash pump. The range of prices are between \$ 17,000.00 and \$ 30,000.00. Install fence around the city shed on 5th St. SE. Council directed Eric to obtain quotes for the 2015 budget.

Police Chief: The administrative fines were presented for approval:

- All animal Ordinance violations \$ 50.00
- All traffic Ordinance violations \$ 50.00
- All Criminal Ordinance violations \$ 100.00
- All Public Nuisance violations \$ 50.00
- Parking fines \$ 30.00.

Motion by Brad Augustin, second by Cindy Fahey to approve the administrative fines presented. Motion carried.

Dog Kennel construction was discussed. Motion was made by Todd Kiecker, second by Cindy Fahey to approve funds for construction of the Kennel. Motion carried.

Committee Reports:

Street Committee	– July 1, 2014 minutes
Police Committee	– July 7, 2014 minutes
Liquor Committee	– July 7, 2014 minutes
Parks Committee	– July 8, 2014 minutes

Council Concerns: None

Adjournment: Motion by Todd Kiecker, second by Brad Augustin to adjourn at 9:05 p.m. Motion carried.